

of hydrophobia, and for the destruction of wolves and other wild animals, subject to the disease of hydrophobia, and to provide a means of paying for their destruction, and to make an appropriation for paying for their destruction and to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass.

Hayter, Chairman; Kellie, Peeler, Murray, Perkins, Willacy, Hudspeth, Hume, Real.

Committee Room,
Austin, Texas, March 18, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 13, A bill to be entitled "An Act to provide for the establishment and maintenance of an Agricultural Experiment Station in the Nineteenth Senatorial District, and making the necessary appropriation therefor, and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.

Committee Room,
Austin, Texas, March 18, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 9, A bill to be entitled "An Act to provide for the establishment of an Agricultural Experiment Station to be located in the Thirty-first Senatorial District, composed of Denton, Montague and Wise counties, and making the necessary appropriation therefor, and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.

Committee Room,
Austin, Texas, March 18, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 5, A bill to be entitled "An Act to provide for the establishment and maintenance of an Agricultural Experiment Station to be located in the Twenty-seventh Senatorial District,

composed of Bosque, Coryell, Hamilton and Bell counties, and making the necessary appropriation therefor, and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.

Committee Room,
Austin, Texas, March 18, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 2, A bill to be entitled "An Act to provide for the establishment and maintenance of an Agricultural Experiment Station in Tom Green and El Paso counties, and making the necessary appropriation therefor,"

And find the same correctly engrossed.

WARD, Chairman.

Committee Room,
Austin, Texas, March 18, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 7, A bill to be entitled "An Act to provide for the establishment and maintenance of an Agricultural Experiment Station in the Twenty-sixth Senatorial District, composed of the counties of Brown, Coleman, Concho, Comanche, Erath, San Saba, Llano, McCulloch and Runnels, and making the necessary appropriation therefor, and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.

FIFTH DAY.

Senate Chamber,
Austin, Texas,

Friday, March 19, 1909.

Senate met pursuant to adjournment, President Pro Tem. Brachfield presiding.

Roll call, quorum present, the following Senators answering to their names:

Adams.
Alexander.
Brachfield.
Bryan.
Cofer.
Greer.
Harper.
Hayter.
Holsey.
Hudspeth.

Kellie.
Mayfield.
Meachum.
Murray.
Peeler.
Perkins.
Real.
Senter.
Stokes.
Terrell of Bowie.

| | |
|------------|----------------------|
| Veale. | Watson. |
| Ward. | Willacy. |
| | Absent. |
| Hume. | Weinert. |
| Masterson. | |
| | Absent—Excused. |
| Paulus. | Terrell of McLennan. |
| Sturgeon. | |

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Terrell of Bowie, the same was dispensed with.

EXCUSED.

On account of important business:

Senator Bryan from Monday to today, on motion of Senator Terrell of Bowie.
 Senator Hume for yesterday afternoon and today, on motion of Senator Peeler.
 Senator Veale from last Saturday up to today, on motion of Senator Holsey.

SIMPLE RESOLUTION.

By Senator Watson:

Resolved by the Senate, That the public printer be authorized and instructed to print 8000 copies of the Senate Journal of March 12th, and to attach same to 8000 Journals of March 13 heretofore ordered printed, so as to make same include the entire proceedings of said two days in the one Journal.

The resolution was read and adopted.

SIMPLE RESOLUTION.

By Senator Cofer:

Whereas, It has recently been the great pleasure of the Senate to be the guest of the people of Fort Worth and the Senate was thus enabled to attend the Cattleman's Convention and the Fat Stock Show now meeting in said city in a body, and to see the material progress and commercial activity of the great people, who are so rapidly making of Fort Worth such a splendid city, therefore be it

Resolved, That the Senate should and does now thank the mayor of Fort Worth, and through him the magnificent citizenship of Fort Worth for their generosity and warm hospitality upon the

occasion of our said visit. Be it further

Resolved, That the especial thanks of the Senate be tendered Senator Alexander for the care, attention and great courtesies which made our trip such a pleasure. We expected much of him, but received no less than we had expected, and this pleasant visit with him to his district only draws more closely the bond of love binding Senator Alexander to his colleagues.

And let copies of this resolution be printed in the Journal, and be furnished Senator Alexander, Mayor Harris of Fort Worth and the public press.

The resolution was read and unanimously adopted by a rising vote.

BILLS AND RESOLUTIONS.

By Senator Veale:

Senate bill No. 27, A bill to be entitled "An Act providing for the establishment of an experimental station for the purpose of conducting experiments in agriculture, horticulture and forestry; said station to be located in the Twenty-ninth Senatorial District."

Read first time, and referred to Committee on Agricultural Affairs.

By Senators Kellie and Stokes.

Senate bill No. 28, A bill to be entitled "An Act to fix the priority right to water from irrigating canals situated in this State, and the proper distribution of water from same; defining and prohibiting discrimination and extortion by canal companies; giving county commissioners court of each county power and making it their duty to fix rates at which water shall be furnished upon application of any canal company or the majority of the individuals entitled to water from same, and giving to said court the authority, for said purpose, to examine books of said company and to examine its officers and employees under oath, making it their duty to report violations of the irrigation laws to the county attorney, and see that the provisions of this law are carried out; to investigate all complaints and to enforce all laws on irrigation, and providing penalties for violating provisions of this act; fixing the venue of penalty suits, designating who shall bring said suits, the fee he shall receive, the rules of evidence to be observed, disposition of fines recovered; defining the terms 'irrigation canals' and 'canal company' as used herein, and declaring an emergency."

Read first time, and referred to Committee on Agricultural Affairs.

By Senator Ward:

Senate bill No. 29, A bill to be entitled "An Act to amend Subdivision 3 of Section 1 of Chapter 107 of the Acts of the Regular Session of the Thirtieth Legislature, pertaining to Article 2989, Title 56, of the Revised Civil Statutes, with respect to the granting of injunctions, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Senter:

Senate bill No. 30, A bill to be entitled "An Act to amend Articles 186 and 190 of Chapter 1, Title 10, and Article 217 of Chapter 2, Title 10, of the Revised Civil Statutes, with respect to the issuing of writs of attachment and garnishment, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

Morning call concluded.

By unanimous consent, after the morning call had been concluded:

By Senator Bryan:

Senate bill No. 31, A bill to be entitled "An Act providing for the establishment of an additional experimental station for the purpose of conducting experiments in agriculture, horticulture and forestry, said station to be located in the Twenty-eighth Senatorial District."

Read first time, and referred to Committee on Agricultural Affairs.

By Senator Meachum:

Senate bill No. 32, A bill to be entitled "An Act to amend Chapter 4 of Title 28 of the Revised Civil Statutes of the State of Texas by adding thereto Article 1111a, providing that when the time prescribed by law for the ending of a regular or special term of any district court shall occur during the trial of a cause, the term shall be extended for such additional length of time as may be necessary to allow such trial to be concluded, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Meachum:

Senate bill No. 33, A bill to be entitled "An Act to amend Chapter 3 of Title 28 of the Revised Civil Statutes of the State of Texas, by adding thereto Article 1107a, empowering judges of the

district court to act in vacation, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Meachum:

Senate bill No. 34, A bill to be entitled "An Act providing for the establishment of an additional experimental station for the purpose of conducting experiments in agriculture, horticulture and forestry; said station to be located in the Fifteenth Senatorial District."

Read first time, and referred to Committee on Agricultural Affairs.

By Senators Brachfield, Terrell of Bowie and Alexander:

Senate bill No. 35, A bill to be entitled "An Act to amend Article 402, Chapter 6, Title 11 of the Penal Code, as amended by Chapter 40 of the General Laws of the Twenty-eighth Legislature."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Senter:

Senate bill No. 36, A bill to be entitled "An Act to promote the speedy administration of justice in each of the counties of this State which contains a city or cities with a population of not less than twenty-five thousand as shown by the last Federal census, and which county also contains as many as three district courts with civil jurisdiction only, one district court with criminal jurisdiction only, and a county court and a county court at law, and to establish and create in each of such cities so situated and containing a population of not less than twenty-five thousand a State court to be known as the 'county corporation court' of such county, and to prescribe the jurisdiction and organization and powers thereof, and the procedure therein; and providing for the election or appointment of a judge or recorder and for an attorney and clerk for said court, and for assistants and deputies for such attorney and clerk, and prescribing the duties and powers of such officers, and providing for their compensation, and providing for the taking of appeals directly from said court to the Court of Criminal Appeals, and for the procedure on such appeals, and for the making of the records therein, and for the enforcement of the judgments of said county corporation court, and for the care and custody and service of prisoners pending trial or under conviction in said court, or doing punishment under judgment of said court, and providing that

the court herein established and created shall supersede any corporation or municipal court in any city to which the provisions of this act apply, and abolishing the offices created by any other act establishing a corporation or municipal court in any city to which the provisions of this act apply, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Senter:

Senate bill No. 37, A bill to be entitled "An Act imposing an occupation tax upon life insurance companies not organized under the laws of this State, and fixing the rate of such tax and prescribing the method of its collections, and declaring an emergency."

Read first time and referred to Committee on Finance.

SENATE BILL NO. 8.

The Chair laid before the Senate, on second reading, and pending business,

Senate bill No. 8, A bill to be entitled "An Act to abolish the Department of Public Health and Vital Statistics, and to establish instead a State Board of Health."

The question on the bill was the following pending amendment:

Amend the bill by inserting after the word "colleges," in line 11, page 3, the following: "At least one of whom shall be from some one of the minor schools of medicine."

The pending question when the Senate adjourned was on the motion by Senator Terrell of Bowie to table the amendment, which motion to table was adopted by the following vote:

Yeas—17.

| | |
|-------------|-------------------|
| Adams. | Real. |
| Brachfield. | Senter. |
| Bryan. | Stokes. |
| Harper. | Terrell of Bowie. |
| Holsey. | Veale. |
| Hudspeth. | Ward. |
| Mayfield. | Watson. |
| Meachum. | Willacy. |
| Peeler. | |

Nays—4.

| | |
|------------|---------|
| Alexander. | Greer. |
| Cofer. | Hayter. |

Absent.

| | |
|------------|----------|
| Kellie. | Perkins. |
| Masterson. | Weinert. |
| Murray. | |

Absent—Excused.

| | |
|---------|----------------------|
| Hume. | Sturgeon. |
| Paulus. | Terrell of McLennan. |

Senator Alexander offered the following amendment:

Amend the bill by striking out of Section 1, page 3, all of lines 26, 27, 28, 29 and 30.

ALEXANDER,
HUDSPETH,
TERRELL of Bowie.

Senator Meachum moved to table the amendment, which motion to table prevailed by the following vote:

Yeas—16.

| | |
|-------------|----------|
| Adams. | Murray. |
| Brachfield. | Peeler. |
| Bryan. | Perkins. |
| Harper. | Real. |
| Holsey. | Senter. |
| Kellie. | Stokes. |
| Mayfield. | Veale. |
| Meachum. | Willacy. |

Nays—8.

| | |
|------------|-------------------|
| Alexander. | Hudspeth. |
| Cofer. | Terrell of Bowie. |
| Greer. | Ward. |
| Hayter. | Watson. |

Absent.

| | |
|------------|----------|
| Masterson. | Weinert. |
|------------|----------|

Absent—Excused.

| | |
|---------|----------------------|
| Hume. | Sturgeon. |
| Paulus. | Terrell of McLennan. |

Senator Hudspeth offered the following amendment:

Amend the bill by adding at the end of line 30, page 3, the following: "In all instances except the Live Stock Sanitary Commission of Texas and in all matters coming before this Commission, their present powers shall not be in any way interfered with."

HUDSPETH,
BRYAN,
MURRAY,
ALEXANDER.

Senator Terrell of Bowie offered the following amendment to the amendment:

Amend the amendment by inserting after the words "Live Stock Sanitary Commissioner," "and the Pure Food Commissioner."

Senator Harper offered the following substitute for the amendment and the amendment to the amendment:

Substitute for the amendment by adding after the word "pursued," in line 30, page 3, "in all matters relating to the health of the public of this State."

Senator Terrell of Bowie moved to table the substitute, which motion to table was adopted by the following vote:

Yeas—14.

| | |
|------------|-------------------|
| Adams. | Mayfield. |
| Alexander. | Peeler. |
| Bryan. | Perkins. |
| Greer. | Real. |
| Hayter. | Terrell of Bowie. |
| Hudspeth. | Watson. |
| Kellie. | Willacy. |

Nays—10.

| | |
|-------------|---------|
| Brachfield. | Murray. |
| Cofer. | Senter. |
| Harper. | Stokes. |
| Holsey. | Veale. |
| Meachum. | Ward. |

Absent.

| | |
|------------|----------|
| Masterson. | Weinert. |
|------------|----------|

Absent—Excused.

| | |
|---------|----------------------|
| Hume. | Sturgeon. |
| Paulus. | Terrell of McLennan. |

Action recurred on the amendment to the amendment, and

Senator Meachum moved to table the amendment to the amendment.

Senator Kellie here moved that the Senate adjourn until Monday morning at 10 o'clock, which motion was lost by the following vote:

Yeas—10.

| | |
|-------------|-------------------|
| Adams. | Hudspeth. |
| Alexander. | Kellie. |
| Brachfield. | Perkins. |
| Cofer. | Terrell of Bowie. |
| Holsey. | Willacy. |

Nays—12.

| | |
|-----------|---------|
| Bryan. | Murray. |
| Greer. | Peeler. |
| Harper. | Real. |
| Hayter. | Senter. |
| Mayfield. | Veale. |
| Meachum. | Ward. |

Absent.

| | |
|------------|----------|
| Masterson. | Watson. |
| Stokes. | Weinert. |

Absent—Excused.

| | |
|---------|----------------------|
| Hume. | Sturgeon. |
| Paulus. | Terrell of McLennan. |

Action recurred on the amendment to the amendment, the motion being to table same.

The motion to table was lost by the following vote:

Yeas—8.

| | |
|-------------|----------|
| Adams. | Meachum. |
| Brachfield. | Murray. |
| Cofer. | Real. |
| Harper. | Senter. |

Nays—14.

| | |
|------------|-------------------|
| Alexander. | Mayfield. |
| Bryan. | Peeler. |
| Greer. | Perkins. |
| Hayter. | Terrell of Bowie. |
| Holsey. | Veale. |
| Hudspeth. | Ward. |
| Kellie. | Willacy. |

Absent.

| | |
|------------|----------|
| Masterson. | Watson. |
| Stokes. | Weinert. |

Absent—Excused.

| | |
|---------|----------------------|
| Hume. | Sturgeon. |
| Paulus. | Terrell of McLennan. |

ADJOURNMENT.

Senator Murray here moved that the Senate recess until 3 o'clock today, and Senator Willacy moved that the Senate adjourn until Monday morning at 10 o'clock.

Action being on the longest time first, the motion to adjourn until Monday morning at 10 o'clock prevailed by the following vote:

Yeas—13.

| | |
|-------------|-------------------|
| Adams. | Peeler. |
| Alexander. | Perkins. |
| Brachfield. | Real. |
| Cofer. | Stokes. |
| Hayter. | Terrell of Bowie. |
| Hudspeth. | Willacy. |
| Kellie. | |

Nays—9.

| | |
|-----------|---------|
| Bryan. | Murray. |
| Harper. | Senter. |
| Holsey. | Veale. |
| Mayfield. | Ward. |
| Meachum. | |

Absent.

| | |
|------------|----------|
| Greer. | Watson. |
| Masterson. | Weinert. |

Absent—Excused.

| | |
|---------|----------------------|
| Hume. | Sturgeon. |
| Paulus. | Terrell of McLennan. |

APPENDIX.

COMMITTEE REPORTS.

(Floor Report.)

Austin, Texas, March 19, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on State Affairs, to whom was referred

Senate bill No. 23, A bill to be entitled "An Act to provide a system of electric power, electric lights and water works for the purpose of supplying electric power, electric light and water to the State Capitol, the General Land Office, Governor's Mansion, State University, and the various public institutions of the State of Texas in the city of Austin and adjacent thereto; to create a board with authority to construct or have constructed or purchase and put in operation the necessary property, machinery and plant for such purposes, and with authority to lay mains, pipes and to erect poles and place wires across and along streets and alleys, public grounds and public highways in the city of Austin and public roads adjacent thereto, and to secure from the owners by purchase or condemnation proceedings, if necessary, the right to lay such mains and pipes and erect such poles and place such wires across private lands, to provide for the operation of such plant, to make an appropriation therefor, and to declare an emergency,"

Have had the same under consideration, and beg to report it back to the Senate, with the recommendation that it do pass and be not printed.

Peeler, Chairman; Alexander, Bryan, Stokes, Perkins, Cofer, Ward.

Committee Room,
Austin, Texas, March 19, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 1, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

PERKINS, Acting Chairman.

Following is the enrolled bill in full:

An Act making appropriation to defray the contingent expenses of the First Called Session of the Thirty-first Legislature of the State of Texas, con-

vened March 13, 1909, by proclamation of the Governor, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the sum of ten thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the contingent expenses of the First Called Session of the Thirty-first Legislature, convened March 13, 1909, by the proclamation of the Governor, and that the approval of the chairman of the Committee on Contingent Expenses of either house, as the case may be, shall be sufficient authority to authorize the Comptroller to issue his warrant on the State Treasurer for the payment of any account so drawn against said fund.

Sec. 2. That the public importance of the object herein contemplated creates an imperative public necessity and emergency fully authorizing the suspension of the constitutional rule requiring bills to be read on three several days in each house, and said rule is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, March 19, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 3, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

PERKINS, Acting Chairman.

Following is the enrolled bill in full:

An Act making appropriation to pay the per diem pay of members and per diem pay of officers and employees of the First Called Session of the Thirty-first Legislature of the State of Texas, convened March 13, 1909, by proclamation of the Governor, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the sum of thirty-three thousand dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for the payment of per diem pay of members and per diem pay of

officers and employes of the First Called Session of the Thirty-first Legislature.

Sec. 2. The certificate of the Secretary of the Senate, approved by the President thereof, or of the Chief Clerk of the House, approved by the Speaker thereof, shall be sufficient evidence to the Comptroller upon which he shall audit the claims and issue the warrants upon the Treasurer for the respective amounts.

Sec. 3. Whereas, The First Called Session of the Thirty-first Legislature is now in session, and public policy requires their payment, therefore an imperative public necessity exists that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted.

SIXTH DAY.

Senate Chamber,
Austin, Texas,
Monday, March 22, 1909.

Senate met pursuant to adjournment, Lieutenant Governor A. B. Davidson presiding.

The roll was called, a quorum being present, the following Senators answering to their names:

| | |
|-------------|----------------------|
| Alexander. | Paulus. |
| Brachfield. | Peeler. |
| Bryan. | Perkins. |
| Cofer. | Real. |
| Greer. | Senter. |
| Harper. | Stokes. |
| Hayter. | Terrell of Bowie. |
| Holsey. | Terrell of McLennan. |
| Hudspeth. | Veale. |
| Hume. | Ward. |
| Kellie. | Watson. |
| Masterson. | Weinert. |
| Mayfield. | Willacy. |
| Murray. | |

Absent.

Adams. Sturgeon.
Meachum.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Perkins, the same was dispensed with.

EXCUSED.

On account of important business:
Senator Masterson for last Wednesday,

Thursday and Friday, on motion of Senator Alexander.

On account of sickness:

Senator Weinert for all of last week, on motion of Senator Murray.

INVITATION TO VISIT UVALDE.

By Senator Hudspeth:

March 19, 1909.

To Hon. A. B. Davidson, Lieutenant Governor, and the Senators of the Great State of Texas—Greetings.

Gentlemen: Thursday, March 25, A. D. 1909, having been set apart by the citizens of the city of Uvalde as a holiday and day of celebration, proclamations having been issued by the honorable mayor, Business Men's Club and Uvalde Boosters Club to make that a general celebration day. We, on behalf of the citizens of Uvalde and Uvalde county, beg to extend to you a most cordial invitation to be present and celebrate with us on that date and enjoy our hospitality.

A special excursion train will be run from San Antonio, leaving there at 8 a. m. Thursday, the 25th, and returning that afternoon so that you need not be away from Austin but one day.

Hoping that you will accept our invitation and honor us with your presence and assist us in making this the greatest day in the history of the city of Uvalde, we beg to remain,

Very respectfully yours,

MAT BURNEY,

Mayor.

J. H. SHOPE,

President Business Men's Club.

M. M. McFARLAND,

President Uvalde Boosters Club.

On motion of Senator Hudspeth, the above invitation was accepted.

BILLS AND RESOLUTIONS.

By Senator Alexander:

Senate bill No. 33, A bill to be entitled "An Act to provide for the establishment and maintenance of an Agricultural Experiment Station in the Thirtieth Senatorial District, and making the necessary appropriation therefor, and declaring an emergency."

Read first time, and referred to Committee on Agricultural Affairs.